IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELATE CIVIL JURISDICTION

WRIT PETITION NO.6792 OF 2004

Gopal Tukaram Nirmale ..Petitioner

Vs.

State of Maharashtra and anr. ..Respondents

Mr.Anil Anturkar for Petitioner
Mrs. S.S.Bhende, A.G.P. for Respondents

CORAM: F.I. REBELLO &
S.P. KUKDAY, JJ.
DATE: 17TH FEBRUARY, 2005.

P.C.

. Rule. Heard forthwith.

. We are not inclined to interfere though various grounds have been taken. It is however submitted on behalf of the Petitioner that on part of the property which has been acquired, he has his residential house. He is willing to surrender equivalent land in exchange for the area where the house is now situated.

. Considering the above Petitioner is directed to apply before the Commissioner. Commissioner on such an application would sympathetically consider the case of the petitioner for exchange of the land as long as it does not involve additional financial burden. The decision be taken as far as possible within twelve weeks from today.

. Rule made absolute accordingly. No order as to cost.

(F.I.REBELLO,J.)

(S.P. KUKDAY,J.)